HVN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 148 OF 2006
IN
INCOME TAX APPEAL (L) NO. 39 OF 2006

The Commissioner of Income Tax ... Appellant

Versus

The All. India Plastic Mnfrs. Assoc. Respondent

Mr. A.D. Kango for the Appellants.

Mr.A.K. Jasani for Respondnet.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: SEPTEMBER 18, 2007

P.C.:

. There is delay of 555 days. There is affidavit in support of the motion. The order was received by Director of Income Tax (E) on 10.03.2004. Scrutiny report was called for only on 05.04.2004. The draft was sent to Law Ministry on 18.6.2004. The Panel Counsel drafted appeal memo on 24.3.2005. Once again the draft was sent to Law Ministry on 24.8.2005. It is set out that there was unavailability of the stamp papers and the same is received on 27.12.2005. The appeal was filed on 12.01.2006. There is no explanation for the said delay. In our opinion, the cause shown would not amount to sufficient cause. Hence, motion dismissed.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**